

**GOVERNMENT OF TELANGANA  
ABSTRACT**

IE - PRIVATE UN-AIDED JUNIOR COLLEGES - Triveni BCM Junior College(CC:38277), H.No.4-286/C/1,2,3&4, Bheemaram (V), Hasanparthy (M), Warangal Urban District - Shifting of the college premises - Permission - Accorded - Notification - Issued.

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HIGHER EDUCATION (MC) DEPARTMENT

G.O.Rt.No. 111

Dated: 06-07-2019  
Read the following:-

1. G.O.Ms No.29, Education (Rules) Department, dt:05.02.1987.
2. From the Secretary, TSBIE., Hyd., Lr.Rc.No.20101/38277/ C20-2/2012-13, dt.23.05.2018.
3. G.O.Rt.No.129, Higher Education (IE) Deptt., dt.14.06.2018.
4. Representation received from the Secretary, Adityakrishna Educational Society, Sarapaka, dt.11.07.2018.
5. Representation from the President, Sri Koduri Satyanarayana, Koduri Educational Society, Bhadrachalam, dt.11.07.2018.
6. Govt. Letter No.2748/IE/A2/2018, dt.16.07.2018.
7. From the Secretary, TSBIE, Hyd., Lr.Rc.No.20101/38277/ C20-2/2012-13, dt.29.7.2018.
8. Govt. Letter No.2748/IE/A2/2018, dt.07.08.2018.
9. From the Secretary, TSBIE, Hyd., Lr.Rc.No.20101/38277/ C20-2/2012-13, dt.27.09.2018.
10. Govt. Letter No.3675/IE/A2/2018, dt.23.10.2018 addressed to the GP for Education, Hon'ble High Court of Hyderabad.
11. From the GP for Education, Hon'ble High Court of Hyderabad Lr. Opn.No.(2)/2018/CVR/Edn, dt.05.11.2018.
12. From the Dy.Registrar, High Court of Hyderabad notice dt.26.03.2019 in CC No.147/2019 filed by Koduri Educational Society.
13. Govt. Letter No.3675/MC/2018, dt.20.04.2019.
14. Govt. Memo No.3675/IE/A2/2018, dt.30.04.2019 addressed to GP for Education, High Court, Hyderabad.
15. Representation received from the Secretary, Adityakrishna Educational Society, Sarapaka, dt.24.05.2019 & 13.06.2019 enclosing the orders of Hon'ble High Court dt.22.05.2019 in IA No.1 of 2019 in WA No.415 of 2019 filed by Adityakrishan Educational Society.

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**ORDER: -**

Based on the proposal of the Secretary, TSBIE, Hyderabad vide reference 2nd read above, Government have issued notification to accorded permission to the Secretary, T.S. Board of Intermediate Education, Hyderabad for **shifting** of Triveni BCM Junior College(CC:38277) premises **from** H.No.4-286/C/1,2,3&4, Bheemaram (V), Hasanparthy (M), Warangal Urban District **to** H.No.12-2-54, Behind RTC Bus stand, Bhadrachalam, Bhadrachalam District, from the Academic Year, 2018-19, in relaxation of the Sub-Rule 14(3) of G.O.Ms.No.29, Education (Rules) Department, dt.05.02.1987, vide reference 3rd read above.

2. Aggrieved by the above shifting orders issued by the Government vide reference 3rd read above, the President, Koduri Educational Society, Bhadrachalam has filed W.P.No.21739 of 2018.

3. The Hon'ble High Court in its orders dt.02.07.2018 in WP No.21739 of 2018, has given following directions as follows:-

*"In view of the above facts and circumstances and law laid down in the aforesaid decision, the impugned G.O.Rt No.129, dt.14.06.2018 is liable to be set aside. The matter is remitted back to the 1<sup>st</sup> respondent and the 1<sup>st</sup> respondent is*  
*(p.t.o.)*

*directed to consider the issue afresh after considering objections raised by the petitioner in accordance with law. It is open for the petitioner to file objections within a period of two weeks from today.*

*Accordingly, this Writ Petition is allowed to the extent indicated above. There shall be no order as to costs. As a sequel to the disposal of this petition, miscellaneous petitions, if any, pending shall stand dismissed."*

4. Accordingly, the President, Sri Koduri Satyanarayana, Koduri Educational Society, Bhadrachalam, has submitted his representation vide reference 5th read above and he has requested to not to exercise the powers of exemption under section 100 of the Telangana Education Act, 1982 in favour of Adityakrishna Educational Society, Sarapaka, Bhadrachalam District for shifting of non-existent Triveni BCM Junior College from Bheemaram village, Hasanparthy Manadal, Warangal Urban District to behind RTC Bus stand, Bhadrachalam, Bhadrachalam District for relaxing sub-rule (3) of Rule 14 of 1987 Rules.

5. The Secretary, Adityakrishna Educational Society, Sarapaka has submitted his representation vide reference 4th read above has requested to issue fresh orders for shifting of the Triveni BCM Junior College(CC:38277) premises **from** Bheemaram (V), Hasanparthy (M), Warangal Urban District **to** Behind RTC Bus stand, Bhadrachalam, Bhadrachalam District, as per the High Court order.

6. In the reference 6th & 8th read above, the Secretary, TSBIE was requested to examine the High Court orders dt.02.07.2018 in WP No.21739 of 2018 and representations of the Sri Koduri Satyanarayana, Koduri Educational Society, Bhadrachalam & the Secretary, Adityakrishna Educational Society, Sarapaka and send viability report for shifting of the Triveni BCM Junior College, Bheemaram(V), Hasanparthy(M), Warangal Urban District **to** Behind RTC Bus stand, Bhadrachalam, Bhadrachalam District and details of Junior Colleges functioning in Bhadrachalam, their intake, enrolment and SSC passed students.

7. The Secretary, TSBIE, Hyderabad, vide references 7th and 9th read above has submitted the viability report, wherein he has stated that total number of existing Junior Colleges in Bhadrachalam are Ten (10), among them eight (8) are functioning and two (2) are non-functioning. Intake of Students is 2200. But, only 1616 students took admissions in 2017-18; whereas total number of students appearing for SSC is 4342. Hence, the Shifting of Junior College is feasible.

8. In the reference 13th read above, Government rejected the proposal for shifting of Triveni BCM Junior College from Bheemaram village, Hasanparthy Manadal, Warangal Urban District to behind RTC Bus stand, Bhadrachalam, Bhadrachalam District as the admissions were very less when compare to the intake in Bhadrachalam.

9. The Hon'ble High Court in its order dt.22.05.2019 in IA No.1/2019 in WA No.415/2019 filed by Adityakrishna Educational Society has given interim directions as follows:-

*"Since the Viability Report of the Secretary of the Telangana State Board of Intermediate Education is in favour of the petitioner and he recommended shifting of the petitioner's Junior College from Bheemaram Village to Bhadrachalam, and since the impugned order passed by the 1st respondent(Secretary to Government, Higher Education Dept.) rejecting petitioners request for such shifting is bereft of reasons, there shall be interim direction as prayed for."*

10. In the reference 15th read above, the President, Aditya krishna Educational Society has submitted a representation while enclosing the orders of High Court in IA No.1/2019 in WA No.415/2019 filed by them wherein he has briefed the event

occurred in earlier and stated that they have requested to TS BIE to give online admission log-in for uploading the details of students (119) who have admitted in their college after issuance of GO.Rt No.129. The TS BIE imposed penalty Rs.1,00,000/- on their college towards the unauthorized shifting of college premises and they paid the same amount through DD. TSBIE provided online admission log-in and they uploaded the details of all the 119 students and paid exam fee and they have appeared for Inter exams in March-2019. Now new Academic Year, 2019-20 coming forward they waiting for GO for permission for shifting. But Government vide Letter dt.20.04.2019 has been rejected the proposal for shifting of college to Bhadrachalam. They have requested to give a chance to providing best education in Bhadrachalam agency area and give permission for Shifting of their college to Bhadrachalam, keeping in view of career of 119 students, staff members and their live hood.

11. Section 100 of the Telangana Education Act 1982, provides that, the Government may, by notification and for reasons to be specified therein, exempt any Educational Institution from the operation of all or any of the provisions of the Telangana Education Act, 1982 or the rules made there under, subject to such conditions as they may deem fit to impose and may likewise vary or cancel such exemption. G.O.Ms.No.29, Education (Rules) Department, dated:05.02.1987 is issued under the provisions of Telangana Education Act, 1982 (Act No.1 of 1982).

12. The Government after careful examination of the entire matter, keeping in view of the interim orders of Hon'ble High Court dt.22.05.2019 in IA No.1/2019 in WA No.415/2019 filed by Adityakrishna Educational Society and viability report of the Secretary, Telagnana State Board of Intermediate Education, Hyderabad, have decided and hereby accord permission for **shifting** of Triveni BCM Junior College(CC:38277) premises **from** H.No.4-286/C/1,2,3&4, Bheemaram (V), Hasanparthy (M), Warangal Urban District **to** H.No.12-2-54, Behind RTC Bus stand, Bhadrachalam, Bhadradi at Kothagudem District.

13. In view of the above, the following Notification shall be published in the Telangana Gazette.

NOTIFICATION

*"In exercise of the powers conferred by Section 100 of the Telangana Education Act 1982, Government hereby accord permission to the Secretary, T.S.Board of Intermediate Education, Hyderabad for **shifting** of Triveni BCM Junior College(CC:38277) premises **from** H.No.4-286/C/1,2,3&4, Bheemaram (V), Hasanparthy (M), Warangal Urban District **to** H.No.12-2-54, Behind RTC Bus stand, Bhadrachalam, Bhadradi at Kothagudem District, from the Academic Year, 2018-19, in relaxation of the Sub-Rule 14(3) of G.O.Ms.No.29, Education (Rules) Department, dated: 05.02.1987.*

14. The Secretary, Telangana State Board of Intermediate Education, Hyderabad, shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA STATE)

Dr.B.JANARDHAN REDDY  
SECRETARY TO GOVERNMENT

To,

The Commissioner of Printing, Stationery and Stores Purchase, Chanchalguda, Hyderabad.(with a request to publish Notification in the Telangana Gazette and send 25 copies to the Government)

The Secretary, T.S. Board of Intermediate Education, Hyderabad.

The District Intermediate Educational Officer, Badradri Kothagudem District.

The Secretary/Correspondent of Adityakrishna Educational Society through the Secretary, TSBIE, Hyderabad.

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER